



PUBLIC MATTER

ORIGINAL

1 THE STATE BAR OF CALIFORNIA
 2 OFFICE OF THE CHIEF TRIAL COUNSEL
 3 SCOTT J. DREXEL, No. 65670
 CHIEF TRIAL COUNSEL
 4 RUSSELL G. WEINER, No. 94504
 DEPUTY CHIEF TRIAL COUNSEL
 5 DJINNA M. GOCHIS, No. 108360
 ASSISTANT CHIEF TRIAL COUNSEL
 6 KRISTIN L. RITSEMA, No. 149966
 SUPERVISING TRIAL COUNSEL
 7 SUZAN J. ANDERSON, No. 160559
 DEPUTY TRIAL COUNSEL
 8 1149 South Hill Street
 Los Angeles, California 90015-2299
 Telephone: (213) 765-1209

FILED

AUG 27 2008

STATE BAR COURT
CLERK'S OFFICE
LOS ANGELES

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THE STATE BAR COURT
HEARING DEPARTMENT - LOS ANGELES

In the Matter of) Case No. 07-O-10855
ANNE E.H. KANTER,)
No. 220805,) NOTICE OF DISCIPLINARY CHARGES
<u>A Member of the State Bar.</u>)

NOTICE - FAILURE TO RESPOND!

IF YOU FAIL TO FILE AN ANSWER TO THIS NOTICE WITHIN THE TIME ALLOWED BY STATE BARRULES, INCLUDING EXTENSIONS, OR IF YOU FAIL TO APPEAR AT THE STATE BAR COURT TRIAL, (1) YOUR DEFAULT SHALL BE ENTERED, (2) YOU SHALL BE ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR AND WILL NOT BE PERMITTED TO PRACTICE LAW UNLESS THE DEFAULT IS SET ASIDE ON MOTION TIMELY MADE UNDER THE RULES OF PROCEDURE OF THE STATE BAR, (3) YOU SHALL NOT BE PERMITTED TO PARTICIPATE FURTHER IN THESE PROCEEDINGS UNLESS YOUR DEFAULT IS SET ASIDE, AND (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.

STATE BAR RULES REQUIRE YOU TO FILE YOUR WRITTEN RESPONSE TO THIS NOTICE WITHIN TWENTY DAYS AFTER SERVICE.

IF YOUR DEFAULT IS ENTERED AND THE DISCIPLINE IMPOSED BY THE SUPREME COURT IN THIS PROCEEDING INCLUDES A PERIOD OF ACTUAL SUSPENSION, YOU WILL REMAIN SUSPENDED FROM THE PRACTICE OF LAW FOR AT LEAST THE PERIOD OF TIME SPECIFIED BY THE SUPREME COURT. IN ADDITION, THE ACTUAL SUSPENSION

1 **WILL CONTINUE UNTIL YOU HAVE REQUESTED, AND THE STATE**
2 **BAR COURT HAS GRANTED, A MOTION FOR TERMINATION OF THE**
3 **ACTUAL SUSPENSION. AS A CONDITION FOR TERMINATING THE**
4 **ACTUAL SUSPENSION, THE STATE BAR COURT MAY PLACE YOU ON**
5 **PROBATION AND REQUIRE YOU TO COMPLY WITH SUCH**
6 **CONDITIONS OF PROBATION AS THE STATE BAR COURT DEEMS**
7 **APPROPRIATE. SEE RULE 205, RULES OF PROCEDURE FOR STATE**
8 **BAR COURT PROCEEDINGS.**

9 The State Bar of California alleges:

10 JURISDICTION

11 1. ANNE E.H. KANTER ("Respondent") was admitted to the practice of law in the State
12 of California on November 22, 2002, was a member at all times pertinent to these charges, and is
13 currently a member of the State Bar of California.

14 COUNT ONE

15 Case No. 07-O-10855
16 Business and Professions Code, section 6068(l)
17 [Failure to Comply with Agreement in Lieu of Discipline]

18 2. Respondent wilfully violated Business and Professions Code, section 6068(l), by
19 failing to keep all agreements made in lieu of disciplinary prosecution with the agency charged
20 with attorney discipline, as follows:

21 3. On or about October 24, 2005, Respondent and the State Bar of California ("State
22 Bar"), entered into an Agreement in Lieu of Discipline ("ALD") in case number 04-O-15851.
23 The ALD became effective on October 24, 2005, and was to remain in effect for a period of one
24 (1) year, on or about October 24, 2006.

25 4. Pursuant to the ALD, Respondent was required to comply with certain terms and
26 conditions attached to the ALD through and including October 24, 2006, including:

27 (a) that during the effective period of the ALD, Respondent shall submit written
28 quarterly reports to the Office of Probation not later than January 10, April 10, July 10, and
October 10, of each year or part thereof during which the conditions of the ALD remain in
effect, and shall file a final report covering the remaining portion of the effective period of the
ALD following the last quarterly report required to be filed;

1 (b) that Respondent shall obtain psychiatric or psychological treatment for a duly
2 licensed psychiatrist, clinical psychologist or clinical social worker, no less than two (2) times
3 per month, commencing within thirty (30) days of the execution of the ALD; and shall furnish to
4 the Office of Probation, at the time quarterly reports are required to be filed by the Respondent
5 with the Office of Probation, a written statement from the treating psychiatrist, clinical
6 psychologist or clinical social worker, that Respondent is complying with the recommended
7 course of treatment; or, if the treating psychiatrist, clinical psychologist or clinical social worker
8 determines that Respondent is no longer in need of treatment, a written statement from the
9 treating psychiatrist, clinical psychologist or clinical social worker verifying the conclusion of
10 treatment; and

11 (c) that within one (1) year of the date of execution of the ALD, Respondent shall
12 attend the State Bar Ethics School and shall take and pass the test given at the end of such
13 session.

14 5. Due to Respondent's failure to submit her quarterly reports for January 10, 2006 and
15 April 10, 2006 until May 23, 2006; her failure to obtain any treatment from a duly licensed
16 psychiatrist, clinical psychologist or clinical social worker and the failure to submit to the Office
17 of Probation a written statement from a treating psychiatrist, clinical psychologist or clinical
18 worker that she was complying with the recommended course of treatment due with her January
19 10, 2006 and April 10, 2006 quarterly reports, Respondent and the State Bar entered into an
20 agreement modifying the terms and conditions of the ALD ("Modification") on or about June 28,
21 2006. The Modification extended the effective period of the ALD to July 31, 2007.

22 6. Respondent failed to timely submit to the Office of Probation the quarterly report and
23 written statement from her treating psychiatrist, clinical psychologist or clinical social worker
24 that Respondent is complying with her recommended course of treatment that were due no later
25 than October 10, 2007.

26 7. To date, Respondent has failed to submit to the Office of Probation the quarterly
27 reports that were due no later than January 10, 2007; April 10, 2007; and July 10, 2007; or the
28 final report due no later than July 31, 2007.

1 INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE
2 ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE
3 RECOMMENDED BY THE COURT. SEE RULE 101(c), RULES OF
4 PROCEDURE OF THE STATE BAR OF CALIFORNIA.

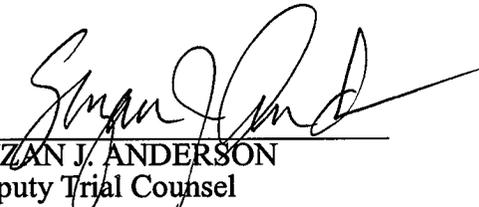
5 **NOTICE - COST ASSESSMENT!**

6 IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE,
7 YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY
8 THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF
9 THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE
10 SECTION 6086.10. SEE RULE 280, RULES OF PROCEDURE OF THE
11 STATE BAR OF CALIFORNIA.

12 Respectfully submitted,

13 THE STATE BAR OF CALIFORNIA
14 OFFICE OF THE CHIEF TRIAL COUNSEL

15 Dated: August 27, 2008

16 By: 

17 SUZAN J. ANDERSON
18 Deputy Trial Counsel

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DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 07-O-10855

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 1149 South Hill Street, Los Angeles, California 90015, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of Los Angeles, on the date shown below, a true copy of the within

NOTICE OF DISCIPLINARY CHARGES

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, Article No.: 7160 3901 9848 5951 6695, at Los Angeles, on the date shown below, addressed to:

**Anne E. H. Kanter
PO Box 535
Cambria, CA 93428**

in an inter-office mail facility regularly maintained by the State Bar of California addressed to:

N/A

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Los Angeles, California, on the date shown below.

DATED: August 27, 2008

SIGNED: Paula Heider
Paula Heider
Declarant